



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

MEETING MINUTES:	BOARD OF PROFESSIONAL LAND SURVEYORS
DATE AND TIME:	Thursday, October 18, 2012 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
APPROVED:	November 15, 2012

MEMBERS PRESENT

Michael Szymanski, Professional Member, Chair
James Bielicki, Jr., Professional Member, Vice Chair
Laurence McBride, Professional Member
Thomas Plummer, Professional Member
Mark Rosenthal, Public Member
Kenneth Monroe, Public Member

DIVISION STAFF

Patricia Davis-Oliva, Deputy Attorney General
Sandra Wagner, Administrative Specialist III
Sheryl Paquette, Administrative Specialist III
Amanda McAtee, Administrative Specialist II

MEMBERS ABSENT

There were no members absent.

PUBLIC

There were no members of the public in attendance.

CALL TO ORDER

Mr. Szymanski called the meeting to order at 8:31 a.m.

Review and Approval of Minutes

Mr. McBride made a motion, seconded by Mr. Rosenthal, to approve the September 20, 2012 minutes. By unanimous vote, the motion carried.

Unfinished Business

Leslie C. Sherrill - Update on deficient PDH credits during the period of 2009-2011

Mr. Szymanski summarized the letter from Mr. Sherrill regarding deficient PDH credits during the period of 2009-2011 and the Chief Hearing Officer's recommendations from March 30, 2012. Mr. Szymanski stated that Mr. Sherrill was required to achieve 10 PDHs in order to satisfy the Chief Hearing Officer's recommendations from March 30, 2012. Mr. Bielicki made a motion, seconded by Mr. Rosenthal, to accept Mr. Sherrill's submission of 12 PDHs, to allow him to apply 10 PDHs to his 2009-2011 licensing period, and to utilize 2 PDHs for the current licensing period. By unanimous vote, the motion carried.

NEW BUSINESS

Legislative Memo from James Collins

Ms. Davis-Oliva summarized the legislative memo from James Collins. Ms. Davis-Oliva summarized the two current legislative items that would be presented in the upcoming session: the bill to remove the word "written" from 24 Del.C. 2708 (a) 2, and the bill to revise 24 Del.C. 2702 (5) b, by inserting a semicolon after "the layout of proposed improvements" and removing the word "and."

Ms. Davis-Oliva stated that the Proposed Legislation workshop result, scheduled for November 15, 2012, would not be ready for the current legislative agenda since Mr. Collins stated in the legislative memo to have all proposals submitted by November 16, 2012.

Ms. Davis-Oliva summarized the Bill and Regulations addressing an inactive status. She stated that this item would be added to the legislative agenda and that language approved from a previous Board meeting would be used. Mr. Szymanski summarized for the Board the proposed language that was approved from a prior Board meeting that addressed an inactive status.

Ms. Davis-Oliva stated that she was still working with Susan Miccio on drafting a retired status bill, which was previously discussed in the meeting of August 16, 2012. Ms. Davis-Oliva stated that the Board needed the legislature to grant both inactive and retired statuses before the Board could draft Rules and Regulations to govern them.

Courses for Continuing Education Approval

Mr. Plummer reviewed the information received from the Delaware Association of Surveyors for the addition of two courses to be added to their 2012 Conference and Expo, and recommended approval. Mr. Plummer made a motion, seconded by Mr. Rosenthal, to approve the addition of two courses to the Delaware Association of Surveyors' 2012 Conference for a total of 8 PDHs. By unanimous vote, the motion carried.

Mr. Plummer reviewed the PDH request from the Pennsylvania Society of Land Surveyors for the approval of their 2013 conference. Mr. Plummer recommended full approval for the courses listed on January 14, 2013 and January 15, 2013. Mr. Plummer recommended approval for reduced PDHs for the courses listed on Wednesday, January 16, 2013. Mr. Plummer stated that Wednesday's schedule was abbreviated in length, compared to the other two days of the conference. Mr. Plummer recommended that the Wednesday courses requesting 3.5 PDHs be reduced to 3.25 PDHs, and the courses requesting 7 PDHs be reduced to 6.5 PDHs.

Mr. Szymanski stated that the Pennsylvania Society of Land Surveyors would be permitted to amend their agenda for Wednesday, January 16th and resubmit their application if they wished for the Board to reconsider their request for full PDH approval. Mr. Plummer made a motion, seconded by Mr. McBride, to approve the PDHs as requested for conference dates January 14, 2013 and January 15, 2013 and approve reduced PDHs for the January 16, 2013 conference date, for a total of 143.5 PDHs for the

2013 Pennsylvania Society of Land Surveyors' Conference. By unanimous vote, the motion carried.

Review of Applications for Licensure by Examination

There were no applications for examination to review.

Review of Application for Licensure by Reciprocity

There were no applications for licensure by reciprocity to review.

Review of Application for Surveyor Intern

There were no applications for surveying interns to review.

Ratification of Issuance of Land Surveying Certificates of Authorization

Maser Consulting P.A.

Mr. Bielicki made a motion, seconded by Mr. Rosenthal, to ratify the application of Certificate of Authorization for Maser Consulting P.A. By unanimous vote, the motion carried.

Review of Land Surveying Certificate of Authorization

There were no applications for land surveying certificates of authorization to review.

Review of Audit

There were no audits to review.

Complaint Assignments

There were no new complaints received in August.

Complaint Status

Mr. Szymanski reported that complaint 05-04-10 was forwarded to the Attorney General's office, complaint 05-06-10 had been scheduled for a hearing before the Board on November 15, 2012, and complaint 05-01-12 was assigned to Mr. Plummer.

Closed Complaints

There were no closed complaints.

Wall Certificates

There were no wall certificates.

Executive Discussion

There was no executive session for October.

OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)

Mr. Szymanski summarized the invitation for the public workshop scheduled for November 15, 2012, Titles 9 and 22 of the Delaware Code, and Title 25, Chapter 3 of the Delaware Code.

Mr. Szymanski stated that under Title 22, Section 312 (a) that Ms. McAtee needed to change, "registered professional land surveyor or professional engineer" to "a qualified professional."

Mr. Szymanski asked Ms. McAtee to send out a public workshop invitation to the Delaware Association of Surveyors. Ms. Davis-Olivia stated that the public workshop was being held so that the public could give feedback on proposed legislation and Rules and Regulation changes.

PUBLIC COMMENT

There was no public comment.

NEXT MEETING

The next meeting of the Board is November 15, 2012 at 8:30 a.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Mr. McBride made a motion, seconded by Mr. Monroe, to adjourn the meeting at 9:28 a.m. By unanimous vote, the motion carried.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'A McAtee', with a stylized flourish at the end.

Amanda McAtee
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.